

# **EXHIBIT 42**

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1

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 ORACLE USA, INC., a  
4 Colorado corporation;  
5 ORACLE AMERICA INC., a  
6 Delaware Corporation; and  
7 ORACLE INTERNATIONAL  
8 CORPORATION, a California  
9 Corporation,

10 Plaintiffs,

CASE NO.  
2:10-cv-00106-LRH-PAL

11 vs.

12 RIMINI STREET, INC., a  
13 Nevada corporation; SETH  
14 RAVIN, an individual,

15 Defendants.

16 \_\_\_\_\_

17 HIGHLY CONFIDENTIAL ATTORNEYS' EYES ONLY

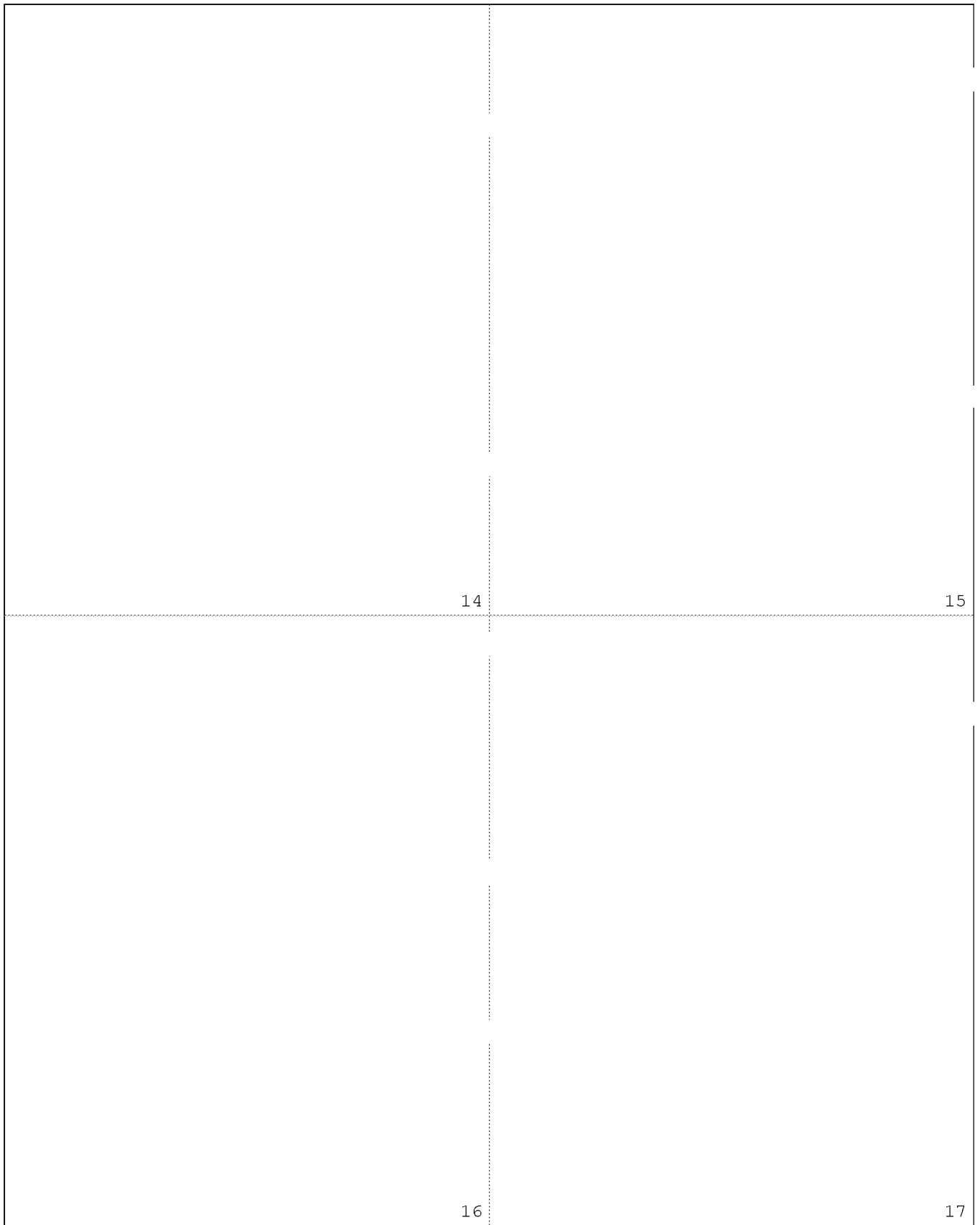
18 VIDEOTAPED  
19 DEPOSITION OF: Timothy Brian Conley  
20 DATE: September 1, 2011  
21 TIME: 9:03 a.m. to 6:29 p.m.  
22 LOCATION: Westin Hotel  
23 7627 West Courtney  
24 Campbell Causeway  
25 Tampa, FL  
TAKEN BY: Plaintiffs  
REPORTER: Lori L. Bundy,  
FPR, RPR, CRR, CLR

## HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

1	VIDEOGRAPHER: My name is Scott E. Hay of	09:05:15	1	<b>Howard. I represent Oracle.</b>	<b>09:06:18</b>
2	Veritext. The date today is September 1st, 2011. The	09:05:18	2	<b>Would you please state and spell your last name?</b>	<b>09:06:20</b>
3	time is approximately 9:03. This deposition is being	09:05:23	3	A. Timothy Brian Conley. T-I-M-O-T-H-Y, B-R-I-A-N,	09:06:22
4	held at the Westin Hotel located at 7627 West Courtney	09:05:27	4	C-O-N-L-E-Y.	09:06:28
5	Campbell Causeway.	09:05:36	5	<b>Q. Where are you currently employed?</b>	<b>09:06:29</b>
6	The caption of this case is Oracle USA,	09:05:36	6	A. Rimini Street, Incorporated.	09:06:31
7	Incorporated, et al. versus Rimini Street,	09:05:38	7	<b>Q. For how long have you been employed there?</b>	<b>09:06:32</b>
8	Incorporated, et al., in the United States District	09:05:43	8	A. About -- let's see. Almost three years.	09:06:34
9	Court, District of Nevada. The name of the witness is	09:05:45	9	Two years and 10 months, I believe.	09:06:43
10	Tim Conley.	09:05:47	10	<b>Q. When did you start?</b>	<b>09:06:45</b>
11	At this time, the attorneys will identify	09:05:48	11	A. It was the end of October, 2008.	09:06:46
12	themselves and the parties they represent, after which	09:05:50	12	<b>Q. Have you ever worked for Oracle?</b>	<b>09:06:52</b>
13	our court reporter, Lori Bundy, of Veritext, will	09:05:52	13	A. No.	09:06:56
14	swear in the witness and we can proceed.	09:05:55	14	<b>Q. Have you ever worked for PeopleSoft?</b>	<b>09:06:57</b>
15	MR. HOWARD: Geoff Howard with Bingham McCutchen	09:05:57	15	A. No.	09:06:59
16	for Plaintiff Oracle.	09:06:00	16	<b>Q. Have you been worked for TomorrowNow?</b>	<b>09:07:01</b>
17	MR. RECKERS: Rob Reckers, Shook, Hardy & Bacon	09:06:01	17	A. No.	09:07:04
18	for the Defendants, Rimini.	09:06:12	18	<b>Q. Prior to joining Rimini, had you worked for any</b>	<b>09:07:04</b>
19	THEREUPON,	09:06:12	19	<b>third-party support provider that is now owned by Oracle?</b>	<b>09:07:08</b>
20	TIMOTHY BRIAN CONLEY,	09:06:12	20	A. No, sir.	09:07:12
21	a witness, having been first duly sworn, upon his oath,	09:06:12	21	<b>Q. What's your educational background after high</b>	<b>09:07:12</b>
22	testified as follows:	09:06:15	22	<b>school?</b>	<b>09:07:14</b>
23	DIRECT EXAMINATION	09:06:15	23	A. None. High school diploma.	09:07:14
24	BY MR. HOWARD:	09:06:15	24	<b>Q. Have you had technical classes or training in</b>	<b>09:07:17</b>
25	<b>Q. Good morning, Mr. Conley. My name is Geoff</b>	<b>09:06:16</b>	25	<b>software?</b>	<b>09:07:20</b>
6			7		
1	A. PeopleSoft technical classes, yes.	09:07:21	1	business analyst and as a user.	09:08:50
2	<b>Q. Could you describe those?</b>	<b>09:07:24</b>	2	<b>Q. And that was from 1998 until when?</b>	<b>09:08:56</b>
3	A. I've had PeopleTools 1 and 2, Application Engine,	09:07:25	3	A. That would have been '99 to 2000.	09:08:58
4	PeopleCode, SQR. I think that summarizes pretty much	09:07:33	4	<b>Q. What was your next job after that involving</b>	<b>09:09:01</b>
5	those.	09:07:39	5	<b>PeopleSoft software?</b>	<b>09:09:04</b>
6	<b>Q. And from whom did you take those classes?</b>	<b>09:07:40</b>	6	A. Right. PriceWaterhouseCoopers from 2000 until	09:09:05
7	A. They were on-the-job training, jobs I was working	09:07:42	7	2003 -- no, 2004.	09:09:11
8	on.	09:07:44	8	<b>Q. And what were your responsibilities there?</b>	<b>09:09:13</b>
9	<b>Q. Who was your employer at the time?</b>	<b>09:07:45</b>	9	A. Software developer.	09:09:15
10	A. One was Crowley Maritime Corporation. The other	09:07:47	10	<b>Q. What kind of software were you developing?</b>	<b>09:09:20</b>
11	was PriceWaterhouseCoopers. I think that's it.	09:07:51	11	A. PeopleSoft.	09:09:22
12	<b>Q. And when you say on-the-job training, were those</b>	<b>09:07:56</b>	12	<b>Q. What were the nature of the projects you were</b>	<b>09:09:22</b>
13	<b>formal classes organized and provided by the employer?</b>	<b>09:07:58</b>	13	<b>working on for PWC?</b>	<b>09:09:25</b>
14	A. For PriceWaterhouseCoopers, yes. Crowley	09:08:01	14	A. Customizations to SQRs, app engines, pages,	09:09:27
15	Maritime was at a PeopleSoft location in Atlanta, training	09:08:08	15	interfaces between payroll and third-party payroll	09:09:37
16	class.	09:08:11	16	vendors.	09:09:42
17	<b>Q. What's your work background dating back to, let's</b>	<b>09:08:11</b>	17	<b>Q. Was this acting as a consultant for existing</b>	<b>09:09:42</b>
18	<b>say, your first job involving any kind of PeopleSoft</b>	<b>09:08:26</b>	18	<b>clients of PWC?</b>	<b>09:09:45</b>
19	<b>software or Oracle software?</b>	<b>09:08:30</b>	19	A. No, it was for their internal firm services.	09:09:47
20	A. My first job was for CSX, the transportation,	09:08:32	20	<b>Q. So PWC's own instance of the PeopleSoft software?</b>	<b>09:09:50</b>
21	railroad, as a payroll analyst; just using it as a user.	09:08:36	21	A. Correct.	09:09:55
22	<b>Q. And when was that?</b>	<b>09:08:42</b>	22	<b>Q. And what applications were you working on?</b>	<b>09:09:55</b>
23	A. It was 1998.	09:08:43	23	A. HRMS payroll benefits and HR.	09:09:58
24	<b>Q. And what was your next job after that?</b>	<b>09:08:45</b>	24	<b>Q. All right. After PWC, where did you go?</b>	<b>09:10:04</b>
25	A. I worked for Crowley Maritime Corporation as a	09:08:47	25	A. I went into consulting, independent.	09:10:08
8			9		

Pages 6 to 9

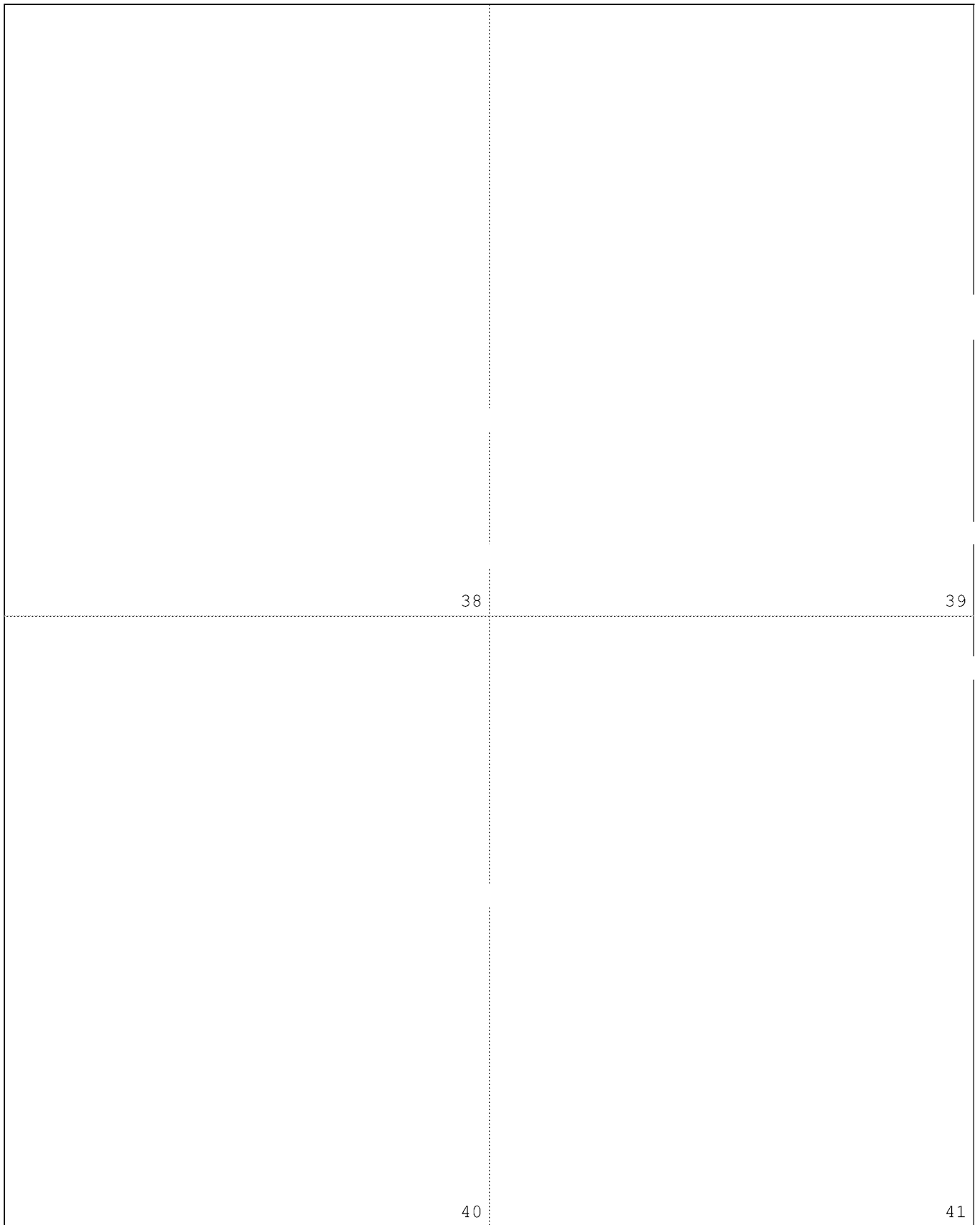
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Pages 14 to 17

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Pages 38 to 41

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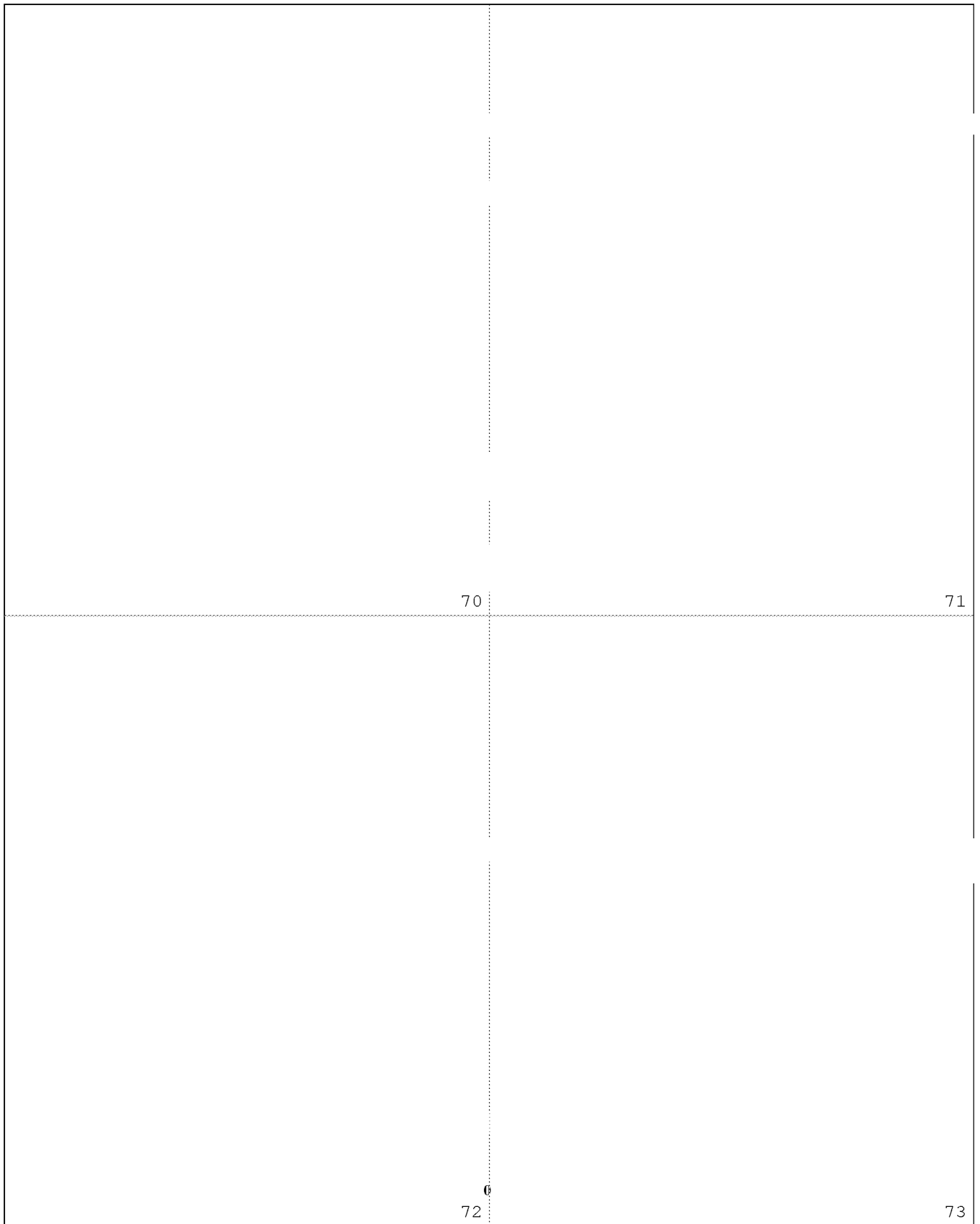
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Pages 66 to 69

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Pages 70 to 73

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1 VIDEOGRAPHER: The time is 11:14. We are back on 11:15:12  
2 the record. 11:15:27  
3 (Plaintiffs' Exhibit No. 313, E-mail, was marked 11:15:27  
4 for identification.) 11:15:44

18 A. When would be a good time to ask for a bathroom 10:50:53  
19 break? 10:50:55  
20 MR. HOWARD: I was hoping to finish this fix, but 10:50:55  
21 let's go ahead and take a break. We've been going for 10:50:57  
22 a while. Then we'll finish up when we get back. 10:51:00  
23 VIDEOGRAPHER: We're going off the record at 10:51:03  
24 10:49. 10:51:10  
25 (A break was taken.) 10:51:12

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Pages 74 to 77



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Pages 198 to 201

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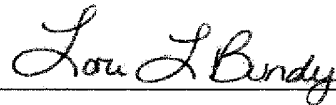
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CERTIFICATE OF OATH

STATE OF FLORIDA)  
COUNTY OF COLLIER)

I, the undersigned authority, certify that  
TIMOTHY BRIAN CONLEY personally appeared before me and was  
duly sworn.

WITNESS my hand and official seal this \_\_\_\_\_  
day of \_\_\_\_\_, 2011.



Lori L. Bundy

Notary Public - State of Florida

My Commission No.: DD 713641

Expires: September 11, 2011

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REPORTER'S DEPOSITION CERTIFICATE

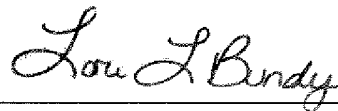
STATE OF FLORIDA)

COUNTY OF COLLIER)

I, Lori L. Bundy, Certified Court Reporter and Notary Public in and for the State of Florida at Large, certify that I was authorized to and did stenographically report the deposition of TIMOTHY BRIAN CONLEY; that a review of the transcript was not requested and that the transcript is a true and complete record of my stenographic notes.

I further certify that I am not a relative, employee, attorney, or counsel of any of the parties; nor am I a relative or employee of any of the parties' attorney or counsel connected with the action; nor am I financially interested in the action.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2011.



Lori L. Bundy, FPR, RPR, CRR, CLR